

December 28, 2018

Medical Marijuana Facility Temporary Operation Set to End on December 31, 2018

December 28, 2018 – Judge Stephen L. Borrello today dismissed the last pending court case concerning temporary operation of unlicensed medical marijuana facilities. In his order, Judge Borrello noted that his temporary restraining order—which prohibited the State of Michigan and Dept. of Licensing and Regulatory Affairs (LARA) from imposing any new deadline for temporary operation—had expired, rendering the case closed.

Unlike prior emergency rules, administrative rules now in effect under the Medical Marijuana Facilities Licensing Act do not authorize temporary operation of a proposed marijuana facility. However, LARA has agreed that applicants that applied for a license by February 15, 2018 and submitted a valid attestation from the local municipality may temporarily operate until December 31, 2018. Any unlicensed operation after December 31, 2018 may be considered an impediment to licensure.

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